

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:) Group Art Unit: 2132
)
SPAUR et al.) Confirmation No.: 6586
)
Serial No.: 10/767,548) Examiner: PEESO, THOMAS R
)
Filed: January 28, 2004) <u>SUPPLEMENTAL INFORMATION</u>
) <u>DISCLOSURE STATEMENT</u>
Atty. File No.: 2856-51)
) Electronically Submitted
For: "SECURE TELEMATICS")

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The references cited on attached Form PTO-SB08 are being called to the attention of the Examiner.

☒ Copies of the cited non-patent and/or foreign references are enclosed herewith.

☐ Copies of the cited U.S. patents and/or patent applications are enclosed herewith.

☒ Copies of the cited U.S. patents/patent application publications are not enclosed in accordance with 37 C.F.R. § 1.98(a).

☐ Copies of the cited references are not enclosed, in accordance with 37 C.F.R. § 1.98(d), because the references were cited by or submitted to the U.S. Patent and Trademark Office in prior application Serial No. _____ filed _____, which is relied upon for an earlier filing date under 35 U.S.C. § 120.

☐ To the best of applicants' belief, the pertinence of the foreign-language references are believed to be summarized in the attached English abstracts and in the figures, although applicants do not necessarily vouch for the accuracy of the translation.

☒ Examiner's attention is drawn to the following co-pending applications:

Serial No. 10/836,939 filed 11/3/2005, now U.S. Patent Publication No. 2005/0245272 (Attorney's File No. 2856-54); and

Serial No. 11/119,266 filed 12/1/2005, now U.S. Patent Publication No. 2005/0266879 (Attorney's File No. 2856-56).

☐ Other: _____

Submission of the above information is not intended as an admission that any item is citable under the statutes or rules to support a rejection, that any item disclosed represents analogous art, or that those skilled in the art would refer to or recognize the pertinence of any reference without the benefit of hindsight, nor should an inference be drawn as to the pertinence of the references based on the order in which they are presented. Submission of this statement should not be taken as an indication that a search has been conducted, or that no better art exists.

It is respectfully requested that the cited information be expressly considered during the prosecution of this application and the references made of record therein.

FEEs

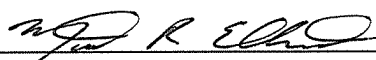
<input checked="" type="checkbox"/>	<p>37 CFR 1.97(b): No fee is believed due in connection with this submission, because the information disclosure statement submitted herewith satisfies one of the following conditions ("X" indicates satisfaction):</p> <ul style="list-style-type: none"><input type="checkbox"/> Within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d), or<input type="checkbox"/> Within three months of the date of entry into the national stage of an international application as set forth in 37 CFR 1.491 or<input checked="" type="checkbox"/> Before the mailing date of a first Office Action on the merits, or<input type="checkbox"/> Before the mailing of a first Office action after the filing of a request for continued examination under 37 CFR 1.114. <p>Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 19-1970.</p>
<input type="checkbox"/>	<p>37 CFR 1.97(c): The information disclosure statement transmitted herewith is being filed after all the above conditions (37 CFR 1.97(b)), but before the mailing date of one of the following conditions:</p> <ul style="list-style-type: none">(1) a final action under 37 C.F.R. 1.113 or(2) a notice of allowance under 37 C.F.R. 1.311, or(3) an action that otherwise closes prosecution in the application. <p>This Information Disclosure Statement is accompanied by:</p> <ul style="list-style-type: none"><input type="checkbox"/> A Certification (below) as specified by 37 C.F.R. 1.97(e). Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 19-1970. <p style="text-align: center;">OR</p> <ul style="list-style-type: none"><input type="checkbox"/> Please charge Deposit Account 19-1970 in the amount of \$180.00 for the fee set forth in 37 C.F.R. 1.17(p) for submission of an information disclosure statement. Please credit any overpayment or charge any underpayment to Deposit Account 19-1970.

<input type="checkbox"/>	<p>37 CFR 1.97(d): This Information Disclosure Statement is being submitted after the period specified in 37 CFR 1.97(c).</p> <p style="padding-left: 40px;"><input type="checkbox"/> This information Disclosure Statement includes a Certification (below) as specified by 37 C.F.R. 1.97(e) AND</p> <p style="padding-left: 40px;"><input type="checkbox"/> Applicants hereby requests consideration of the reference(s) disclosed herein. Please charge Deposit Account 19-1970 in the amount of \$180.00 under 37 C.F.R. 1.17(p). Please credit any overpayment or charge any underpayment to Deposit Account 19-1970. Election to pay the fee should not be taken as an indication that applicant(s) cannot execute a certification.</p>
--------------------------	---

<p>Certification (37 C.F.R. 1.97(e)) (Applicable only if checked)</p> <p><input type="checkbox"/> The undersigned certifies that:</p> <p style="padding-left: 40px;"><input type="checkbox"/> Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(1).</p> <p style="padding-left: 80px;"><input type="checkbox"/> A copy of the communication from the foreign patent office is enclosed.</p> <p style="text-align: center;">OR</p> <p style="padding-left: 40px;"><input type="checkbox"/> No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(2).</p>

Respectfully submitted,

SHERIDAN ROSS P.C.

By: 
Matthew R. Ellsworth
Registration No. 56,345
1560 Broadway, Suite 1200
Denver, Colorado 80202-5141
(303) 863-9700

Date: June 20, 2007

Substitute for form 1449A/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Application Number	10/767,548
				Filing Date	01-28-2004
				First Named Inventor	Spaur
				Art Unit	2132
				Examiner Name	PEESO, THOMAS R
Sheet	1	of	3	Attorney Docket Number	2856-51

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-kind Code ^{2 (if known)}	Publication Date MM-DD-YYYY	Name of Patentee of Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	1	5,333,177	07/26/94	Braitberg et al.	
	2	5,710,908	01/20/98	Man	
	3	6,175,789	01/16/01	Beckert et al.	
	4	6,202,008	03/13/01	Beckert et al.	
	5	6,282,469	08/28/01	Rogers et al.	
	6	6,341,218	01/22/02	Poplawsky et al.	
	7	6,535,913	03/18/03	Mittal et al.	
	8	6,577,934	06/10/03	Matsunaga et al.	
	9	6,611,740	08/26/03	Lowrey et al.	
	10	6,629,035	09/30/03	Seto et al.	
	11	6,675,081	01/06/04	Shuman et al.	
	12	6,856,820	02/15/05	Kolls	
	13	6,868,333	03/15/05	Melen	
	14	6,895,310	05/17/05	Kolls	
	15	6,957,133	10/18/05	Hunt et al.	
	16	7,003,289	02/21/06	Kolls	
	17	7,072,950	07/04/06	Toft	
	18	7,142,844	11/28/06	Obradovich et al.	
	19	2002/0097193	07/25/02	Powers	
	20	2002/0143447	10/03/02	Miller	
	21	2003/0005151	01/02/03	Ullman et al.	
	22	2003/0158963	08/21/03	Sturdy et al.	
	23	2003/0163588	08/28/03	Boberg et al.	
	24	2004/0217852	11/04/04	Kolls	
	25	2005/0049765	03/03/05	Chetia et al.	
	26	2005/0065678	03/24/05	Smith et al.	
	27	2005/0075768	04/07/05	Nicholson et al.	
	28	2005/0083929	04/21/05	Salo et al.	
	29	2005/0102074	05/12/05	Kolls	
	30	2005/0131595	06/16/05	Luskin et al.	
	31	2005/0171660	08/04/05	Woolford et al.	
	32	2005/0197747	09/08/05	Rappaport et al.	
	33	2005/0245272	11/03/05	Spaur et al.	
	34	2005/0266879	12/01/05	Spaur et al.	

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

*EXAMINER: Initial if reference is considered, whether or not citation is in conformance and not considered. Include copy of this form with next communication to applicant.

Substitute for form 1449A/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Application Number	10/767,548
				Filing Date	01-28-2004
				First Named Inventor	Spaur
				Art Unit	2132
				Examiner Name	PEESO, THOMAS R
Sheet	2	of	3	Attorney Docket Number	2856-51

35	2007/0051544	03/08/07	Fernandez
----	--------------	----------	-----------

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ ; Number ⁴ ; Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
	36	WO 99/22301	05/06/99	CELLPORT LABS INC		

OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)		
Examiner Initials*	Cite No. ¹	
	37	Auslander, Edgar; IXI Mobile, Inc.; IXI Mobile Presentation; "Developing the Mobile handset: New Visions"; 20 pages.
	38	BREW, Qualcomm, About BREW®, 2 pages at http://brew.qualcomm.com/brew/en/about/about_brew.html (2002-2005)
	39	BREW, Qualcomm, Manufacturer, 2 pages at http://brew.qualcomm.com/brew/en/manufacture/oem.html (2003)
	40	Fuchs, Axel; "Next Generation Portable Devices," Telematics Update, December 2003 - January 2004, issue 25; pps. 11-13.
	41	iPod on Wheels - likelihood: 60 percent and iPhone - Likelihood: 50 percent, Business 20, p. 76 (April 2005)
	42	IXI Mobile, Inc.; IXI Personal Mobile Gateway Brochure; "Connect with Style"; 2001; 11 pages.
	43	IXI Mobile, Inc.; IXI Personal Mobile Gateway Product Information; available at http://www.ixi.com ; 13 pages.
	44	Kelly, S., "Mobile TV coming of age," BBC News, (July 11, 2004), 3 pages available at http://news.bbc.co.uk/go/pr/fr/-/2/hi/technology/3880069.stm
	45	Pascoe, R., IEEE Spectrum Online, "Building Networks on the Fly" 5 pages, (28 Feb 01) available at http://www.spectrum.ieee.org/WEBONLY/publicfeature/mar01/net.html , printed 1/19/05
	46	Pascoe, R., The Salutation Consortium, "Geographic Computing: Enabling New Markets for Hand Held and Palm-Size Information Appliances: A Salutation White Paper," 14 pages, (16 Dec 98)
	47	Qualcomm, Wireless Business Solutions, "Presentation to the IWPC Workshop"; date unknown.
Examiner Signature	Date Considered	

*EXAMINER: Initial if reference is considered, whether or not citation is in conformance and not considered. Include copy of this form with next communication to applicant.

Substitute for form 1449A/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Application Number	10/767,548
				Filing Date	01-28-2004
				First Named Inventor	Spaur
				Art Unit	2132
				Examiner Name	PEESO, THOMAS R
Sheet	3	of	3	Attorney Docket Number	2856-51

	48	Richard, III, G.G., IEEE Internet Computing, "Service Advertisement and Discovery: Enabling Universal Device Cooperation," pp. 18-26 (Sept-Oct 2000)
	49	Toshiba announces Ubiquitous Viewer software, MobileTracker, 1 page at http://www.mobiletracker.net/archives/2005/01/18/toshiba-pc-control , (2003-2005)
	50	van den Broeck, J., "Pushlets – Whitepaper," Just Objects B.V., 16 pages at http://www.pushlets.com/doc/whitepaper-all.html , (2002)
	51	van den Broecke, J., "Pushlets: Send events from servlets to DHTML client browsers," JavaWorld, 15 pages at http://www.javaworld.com/javaworld/jw-03-pushlet_p.html , (March 2000)
	52	Wildstrom, S.H., "Coming Soon: Mobile Couch Potatoes," Business Week, p. 22 (March 28, 2005)
	53	International Preliminary Report on Patentability of International (PCT) Patent Application No. PCT/US04/02441, issued July 29, 2005 (2856-51-PCT)
	54	Official Action for U.S. Patent Application No. 10/836,939, mailed June 8, 2007 (Attorney's Docket No. 2856-54)
	55	Official Action for U.S. Patent Application No. 11/119,266, mailed October 5, 2006 (Attorney's Docket No. 2856-56)
	56	Notice Of Allowance for U.S. Patent Application No. 11/119,266, mailed April 10, 2007 (Attorney's Docket No. 2856-56)

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

*EXAMINER: Initial if reference is considered, whether or not citation is in conformance and not considered. Include copy of this form with next communication to applicant.